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Attorneys for Defendant
Dennis J. Oury

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DENNIS J. OURY and JOSEPH A.
FERRIERO,

Defendants.

Hon. Stanley R. Chesler, U.S.D.J.

Crim. No.: 08-616 (SRC)

ORDER

THIS MATTER having been opened to the Court by Krovatin Klingeman LLC, attorneys for defendant Dennis J. Oury, Gerald Krovatin, Esq. appearing, in the presence of Ralph J. Marra, Jr., Acting U.S. Attorney, Rachael A. Honig, Thomas R. Calcagni and Joshua Drew, Assistant U.S. Attorneys appearing and Walder, Hayden & Brogan, PA, attorneys for defendant Joseph A. Ferriero, Joseph A. Hayden, Jr., Esq. and James A. Plaisted, Esq. appearing and

IT APPEARING that a grand jury on July 28, 2009 returned a Superseding Indictment in this matter adding, among other things, additional counts alleging violation of the tax laws by defendant Oury; and

IT APPEARING that defendant Oury moved to adjourn the September 15, 2009 trial date in this matter to a date after Election Day on the grounds of (a) his need for additional time to prepare to defend the tax counts set forth in the Superseding Indictment; and (b) prejudicial pretrial publicity generated by the New Jersey gubernatorial campaign election and the recent arrests of, and criminal charges brought against, other defendants in unrelated cases; and

IT APPEARING that the government and defendant Ferriero opposed defendant Oury's motion; and

IT APPEARING that defendant Ferriero moved for a severance on the grounds of (a) his Speedy Trial right to go to trial on September 15, 2009; and (b) prejudicial joinder, in the event that defendant Oury's motion for an adjournment were denied; and

The Court having considered the briefs and papers submitted, having heard the arguments of counsel, for good cause shown and for the reasons set forth by the Court on the record on August 12, 2009,

IT IS on this 3 / day of August 2009

ORDERED that defendant Oury's motion to adjourn the September 15, 2009 trial date be and it hereby is **DENIED**; and it is further

ORDERED that defendant Ferriero's motion for severance on Speedy Trial grounds is **DENIED** as moot and his motion for severance on grounds of prejudicial joinder is **DENIED** on the merits.


STANLEY R. CHESLER
United States District Judge